

US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY DOCKET NUMBER 2004_1173A
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. §371		U.S. APPLICATION NO. 107502395 (if known, 37 CFR 1.14) NEW
International Application No. PCT/NO03/00048	International Filing Date February 7, 2003	Priority Date Claimed February 8, 2002
Title of Invention METHOD OF DETERMINING A HEAT TREATMENT AND MEMBER SO TREATED		
Applicant(s) For DO/EO/US Børge BJØRNKELETT; Ole Runar MYHR; and Tor Arne STJERN		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. §371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. §371. 3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. §371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. §371(b) and PCT Articles 22 and 39(1). 4. <input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. 5. <input checked="" type="checkbox"/> A copy of the International Application as filed [in English] (35 U.S.C. §371(c)(2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is transmitted herewith. ATTACHMENT A b. <input type="checkbox"/> has been transmitted by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. §371(c)(2)). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3)). <ol style="list-style-type: none"> a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been transmitted by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19. 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. §371(c)(4)). 10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)). 		
Items 11. to 14. below concern other document(s) or information included:		
<ol style="list-style-type: none"> 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. ATTACHMENT B 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A FIRST preliminary amendment. ATTACHMENT C <ul style="list-style-type: none"> <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 14. <input checked="" type="checkbox"/> Other items or information: <ul style="list-style-type: none"> • <u>Unexecuted</u> Declaration and Power of Attorney along with cover letter ATTACHMENT D • International Preliminary Examination Report ATTACHMENT E • PCT/IB/304 ATTACHMENT F 		

U.S. APPLICATION NO. NEW	10/502,395	INTERNATIONAL APPLICATION NO. PCT/NO03/00048	ATTORNEY'S DOCKET NO. 2004_1173A																
<p><input checked="" type="checkbox"/> The following fees are submitted</p> <p>BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):</p> <p>Neither international preliminary examination fee nor international search fee paid to USPTO and International Search Report not prepared by the EPO or JPO \$1080.00 International Search Report has been prepared by the EPO or JPO \$ 920.00 International preliminary examination fee not paid to USPTO but international search paid to USPTO \$ 770.00 International preliminary examination fee paid to USPTO but claims did not satisfy provisions of PCT Article 33(1)-(4) \$ 690.00 International preliminary examination fee paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4). \$ 100.00</p>		CALCULATIONS	PTO USE ONLY																
ENTER APPROPRIATE BASIC FEE AMOUNT = \$1080.00																			
<p>Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)). \$</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 20%;">Claims</th> <th style="width: 20%;">Number Filed</th> <th style="width: 20%;">Number Extra</th> <th style="width: 20%;">Rate</th> </tr> </thead> <tbody> <tr> <td>Total Claims</td> <td>42 -20 =</td> <td>22</td> <td>X \$18.00 \$396.00</td> </tr> <tr> <td>Independent Claims</td> <td>2 - 3 =</td> <td>--0--</td> <td>X \$86.00 \$</td> </tr> <tr> <td colspan="3">Multiple dependent claim(s) (if applicable)</td> <td>+ \$290.00 \$</td> </tr> </tbody> </table>				Claims	Number Filed	Number Extra	Rate	Total Claims	42 -20 =	22	X \$18.00 \$396.00	Independent Claims	2 - 3 =	--0--	X \$86.00 \$	Multiple dependent claim(s) (if applicable)			+ \$290.00 \$
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Multiple dependent claim(s) (if applicable)			+ \$290.00 \$																
TOTAL OF ABOVE CALCULATIONS = \$1,476.00																			
<p><input type="checkbox"/> Small Entity Status is hereby asserted. Above fees are reduced by 1/2. \$</p>																			
SUBTOTAL = \$1,476.00																			
<p>Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). + \$</p>																			
TOTAL NATIONAL FEE = \$1,476.00																			
<p>Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property + \$</p>																			
TOTAL FEES ENCLOSED = \$1,476.00																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;"></td> <td style="width: 10%; text-align: center;">Amount to be refunded</td> <td style="width: 20%; text-align: right;">\$</td> </tr> <tr> <td></td> <td style="text-align: center;">Amount to be charged</td> <td style="text-align: right;">\$</td> </tr> </table>					Amount to be refunded	\$		Amount to be charged	\$										
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<p>a. <input checked="" type="checkbox"/> A check in the amount of <u>\$1,476.00</u> to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No.23-0975 in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>23-0975</u>.</p>																			
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>																			
<p>19. CORRESPONDENCE ADDRESS</p> <p>CUSTOMER NO. 000513</p>		<p>By: <u>Michael S. Huppert</u> Michael S. Huppert, Registration No. 40,268</p> <p>WENDEROTH, LIND & PONACK, L.L.P. 2033 "K" Street, N.W., Suite 800 Washington, D.C. 20006-1021 Phone:(202) 721-8200 Fax:(202) 721-8250</p> <p style="text-align: right;">July 26, 2004</p>																	

[CHECK NO. 63137]
 [2004_1173A]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Borge BJØRNKELETT et al. : Mail Stop: PCT
Serial No. NEW : Attorney Docket No. 2004_1173A

Filed July 26, 2004 :
METHOD OF DETERMINING A HEAT
TREATMENT AND MEMBER SO TREATED
[Corresponding to PCT/NO03/00048
Filed February 7, 2003]
THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

COVER LETTER FOR APPLICATION FILED
WITHOUT EXECUTED DECLARATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application has been submitted without an executed oath or declaration.

It is respectfully requested that this application be assigned a serial number and awarded a filing date.

A duly executed oath or declaration pursuant to 37 CFR 1.63 will be submitted after notification by the U.S. Patent and Trademark Office.

A non-executed copy of the Declaration and Power of Attorney, containing the inventorship information, is attached. It is respectfully requested that all communications be directed to the firm indicated on the attached Declaration and Power of Attorney, namely:

WENDEROTH, LIND & PONACK, L.L.P.
2033 K Street, N.W., Suite 800
Washington, D.C. 20006-1021

ATTACHMENT "D"

The required U.S. Patent and Trademark Office Filing Fee is submitted herewith.

Respectfully submitted,

Borge BJØRNELKLETT et al.

By *Michael S. Huppert*

Michael S. Huppert
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July 26, 2004